

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lin et al.

Group Art Unit: 2614

Serial No.: 10/045,929

Examiner: Lee, Michael

Filed: October 26, 2001

Confirmation No.: 2986

For: PIXEL-DATA LINE BUFFER APPROACH HAVING VARIABLE  
SAMPLING PATTERNS

Commissioner for patents

P.O. Box 1450

Alexandria, VA 22313-1450

RENEWED PETITION UNDER UNDER 37 CFR 1.137(b)

In the Decision on Petition mailed on June 11, 2009, the petition for revival under 37 CFR 1.137(b) filed on April 30, 2009 was dismissed. In response, Applicants request reconsideration of the decision in view of the attached statement by Lynn Miller, which explains the unintentional delay for the periods (1) and (2), as noted on page 2 of the Decision on Petition.

Petition is hereby made under 37 C.F.R. 1.136(a) to extend the time for response to the Decision on Petition of June 11, 2009 to and through October 13, 2009, comprising an extension of the shortened statutory period by two (2) months.

Respectfully submitted,

Lin et al.

Date: October 13, 2009

By: /thomas h. ham/

Thomas H. Ham

Reg. No. 43,654

Wilson & Ham

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STATEMENT IN SUPPORT OF PETITION FOR REVIVAL OF AN  
APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY  
UNDER 37 CFR 1.137(b)

I, Lynn Miller, am employed by NXP, B.V. as an IP Assistant. As part of my job, I oversee intellectually property matters for NXP, B.V. On or about April 8, 2009, I was instructed by David Cordeiro, a former patent attorney of NXP, B.V., to review the file history for the instant U.S. Patent Application, Application Serial No. 10/045,929, Attorney Docket No. US018144, in our intellectual asset management database.

Upon reviewing the file history of the instant application in the intellectual asset management database and the Patent Application Information Retrieval (PAIR) system at the USPTO website, I discovered that the instant patent application was abandoned for failing to respond to the Office Action of February 7, 2005. It appeared from the records that the Office Action of February 7, 2005 was sent to Philips North America Corporation at 580 White Plains Road, Tarrytown, NY 10591. At that time, the instant application was owned by Philips, which founded NXP, B.V. in 2006. However, it is my understanding that Philips North America Corporation had moved to 345 Scarborough Road, Briarcliff Manor, NY 10510 by this time. Thus, the Office Action of February 7, 2005 was returned as undeliverable, as noted

in the PAIR system for the instant application. Similarly, the Notice of Abandonment of April 14, 2006, which was also mailed to the Tarrytown address, was returned as undeliverable. Consequently, I surmise that no one at Philips was aware that the instant application had become abandoned, and that no one at NXP, B.V. was aware of this fact until I discovered this fact.

On or about April 9, 2009, I sent an email to Wilson & Ham, instructing them to revive the instant application with a summary of facts regarding the abandonment of the instant application. It is my understanding that a petition to revive the instant application with an Office Action response was filed on April 30, 2009.

Date: 10/9/09

  
By: Lynn Miller